



IFW & RCE
3677

**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Subsection (b) of 35 USC §132, effective on May 29, 2000,
provides for continued examination of an utility or plant application
filed on or after June 8, 1995.
See The American inventors Protection Act of 1999 (AIPA).

| | |
|------------------------|--------------------|
| Application Number | 10/067,480 |
| Filing Date | February 05, 2002 |
| First Named Inventor | Günther HANDKE |
| Group Art Unit | 3677 |
| Examiner Name | Rodriguez, Ruth C. |
| Attorney Docket Number | 4452-460RCE |

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

Note: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000 applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (April 11, 2000), which established RCE practice.

1. **Submission required under 37 C.F.R. § 1.114**

a. ☒ Previously submitted

- i. ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on February 20, 2004.
(Any unentered amendment(s) referred to above will be entered).

ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on

iii. ☐ Other

b. ☒ Enclosed

i. ☒ Preliminary Amendment

ii. ☐ Affidavit(s)/Declaration(s)

iii. ☐ Information Disclosure Statement (IDS)

iv. ☐ Other

Miscellaneous

2.

- a. ☐ Suspension of action of the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of months. (Period of suspension shall not exceed three months; Fee under 37 C.F.R. § 1.17(l) required)

b. ☐ Other

Fees

3.

The RCE fee under 37 C.F.R. 1.17(e) is required by 37 C.F.R. 1.114 when the RCE is filed.

- a. ☐ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No.: 03-2412.

i. ☐ RCE fee required under 37 C.F.R. § 1.17(e), if not already paid by check

ii. ☐ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17), if not already paid by check

iii. ☐ Small Entity Status is being claimed for this application.

vi. ☐ Other

b. ☒ Check in the amount of \$770.00 for filing fee is enclosed

c. ☒ The Director is hereby authorized to charge any underpayment, or credit any overpayments, to Deposit Account No.: 03-2412.

d. ☐ Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

| | | | |
|-------------------|------------------------|-----------------------------------|--------------|
| Name (Print/Type) | F. Brice Faller | Registration No. (Attorney/Agent) | 29,532 |
| Signature | <i>F. Brice Faller</i> | Date | May 24, 2004 |

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner For Patents, Mail Stop RCE, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on: May 24, 2004

| | | | |
|-------------------|------------------------|------|----------------------|
| Name (Print/Type) | F. Brice Faller | Date | 5/24/04 May 24, 2004 |
| Signature | <i>F. Brice Faller</i> | | |



Attorney Docket # 4452-460RCE

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re RCE Application of

Günther HANDKE

Parent Serial No.: 10/067,480

Parent Filed: February 05, 2002

For: Tubular Body, Especially A Joint
Eye For Piston-Cylinder Unit

Check box if applicable:

☐ DUPLICATE

**GENERAL AUTHORIZATION FOR PAYMENT OF FEES
AND PETITIONS FOR EXTENSIONS OF TIME**

Submit an original and a duplicate for fee processing

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The Commissioner is hereby authorized to credit overpayments or charge the following fees to Deposit Account No. 03-2412

- ☒ Any filing fees required under 37 CFR §1.16.
- ☒ Any patent application processing fees under 37 CFR §1.17 not otherwise paid by check.
- ☒ The issue fee set in 37 CFR 1.18 at 3 months from mailing of the Notice of Allowance, pursuant to 37 CFR 1.311 (b) provided the fee has not already been paid by check.
- ☒ Any filing fees under 37 CFR 1.16 for presentation of extra claims.

Respectfully submitted,
COHEN, PONTANI, LIEBERMAN & PAVANE

By

F. Brice Faller

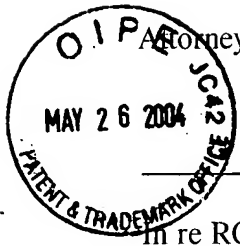
Reg. No. 29,532

551 Fifth Avenue, Suite 1210

New York, New York 10176

(212) 687-2770

Dated: May 24, 2004



Attorney Docket # 4452-460RCE

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re RCE Application of

Günther HANDKE

Serial No.: 10/067,480

Filed: February 05, 2002

For: Tubular Body, Especially A Joint Eye For
Piston-Cylinder Unit

Examiner: Rodriguez, Ruth C.
Group Art: 3677

I hereby certify that this correspondence is being
deposited with the United States Postal Service with
sufficient postage as first class mail in an envelope
addressed to: Commissioner for Patents, Washington,
D.C. 20231, on

May 24, 2004
(Date of Deposit)

F. Brice Faller

Name of applicant, assignee or Registered Representative

F. Brice Faller
Signature

May 24, 2004
Date of Signature

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PRELIMINARY AMENDMENT

S I R:

This amendment is being submitted with an RCE application filed concurrently, and is cumulative to the amendment under 37 CFR §1.116 filed on February 20, 2004, which was to be entered for the purpose of appeal. The period for response has been extended to May 22, 2004 by the Notice of Appeal filed on March 22, 2004.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 5 of this paper.